

	)	
HYSITRON INCORPORATED,	)	Civil Action No. 07-CV-1533 ADM-AJB
a Minnesota corporation,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
MTS SYSTEMS CORPORATION,	)	
a Minnesota corporation,	)	
	)	
Defendant.	)	
	)	

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Examining Procedure §§ 2209, 2261 8<sup>th</sup> Ed. (2006).

5. Attached hereto as Exhibit 3 is a true and correct copy of Broadcast Innovation, LLC v. Charter Communications, Inc., 2006 WL 1897165 (D. Colo. 2006).

6. Attached hereto as Exhibit 4 is a true and correct copy of Magna Donnelly Corp. v. Pilkington, N. Am. Inc., 2007 WL 772891 (W.D. Mich. 2007).

7. Attached hereto as Exhibit 5 is a true and accurate copy of 3M Innovative Props. Co. v. DuPont Dow Elastomers, LLC, 2005 WL 2216317 (D. Minn. 2005).

8. Attached hereto as Exhibit 6 is a true and correct copy of Pacesetter, Inc. v. Cardiac Pacemakers, Inc., 2003 WL 23303473 (D. Minn. 2003).

9. Attached hereto as Exhibit 7 is a true and correct copy of Vdata, LLC v. Aetna, Inc., 2006 WL 3392889 (D. Minn. 2006).

10. Attached hereto as Exhibit 8 is a true and correct copy of Card Tech. Corp. v. Datacard Corp., 2007 WL 551615 (D. Minn. 2007).

11. Attached hereto as Exhibit 9 is a true and accurate copy of CNS, Inc. v. Silver Eagle Labs, Inc., 2004 WL 3631121 (D. Minn. 1994).

\_\_\_\_ 12. Attached hereto as Exhibit 10 is a true and correct copy of Arctic Cat, Inc. v. Injection Research Specialists, Inc., 2003 WL 22047872 (D. Minn. 2002).

DATED: June 6, 2007

By: s/Ehrich L. Koch  
Ehrich L. Koch